

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Forest Department - Diversion of 4.9 ha. forest land in Compartment No.213, Paradarmi R.F., Yadamarri (M), Chittoor District, Chittoor West Division for extraction of black granite in favour of M/s Devaki Granites - Permission accorded-Orders issued.

ENVIRONMENT ,FORESTS, SCIENCE AND TECHNOLOGY (FOR.I) DEPARTMENT.

G.O.Ms.No. 104

Dated: 9-11-2009

Read the following:-

1. From Prl.CCF. Lr.No.1425/2004/F2, Dated: 22-9-2007
- 2.State Government letter No. 7427/For.I (1)/7 - 3, Dated: 10-10-2007.
- 3..From GOI, Mo.EF, Bangalore, Lr.No. 4-APB 425/2007-BAN/5724,dt. 5-10-2009.

ORDER:

In the letter 1st read above, the Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad had submitted a proposal under section-2 of Forest (C) Act, 1980, for diversion of 4.9 ha. forest land in Compartment No.213, Paradarmi R.F., Yadamarri (M), Chittoor District, Chittoor West Division for extraction of black granite in favour of M/s Devaki Granites and requested to forward the same to Government of India for their approval.

2. The above proposal has been sent to Government of India for their approval under section-2 of Forest (C) Act, 1980 vide letter 2nd read above.

3. The Government of India in their letter 3rd read above have conveyed approval (Stage-II) under Section-2 of Forest (C) Act, 1980, for diversion of 4.9 ha. forest land in Compartment No.213, Paradarmi R.F., Yadamarri (M), Chittoor District, Chittoor West Division for extraction of black granite in favour of M/s Devaki Granites for a period of 10 years from the date of Stage-II approval, subject to certain conditions as stipulated therein.

4. The Government after careful consideration of the proposal, hereby accord permission to the Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad, for diversion of 4.9ha. forest land in Compartment No.213, Paradarmi R.F., Yadamarri (M), Chittoor District, Chittoor West Division for extraction of black granite in favour of M/s Devaki Granites, for a period of 10 years, subject to the following conditions:

1. The Legal status of forest land shall remain unchanged.
2. The Demarcation of 4.9 ha. Forest area shall be carried out by erecting cement concrete pillars duly numbered at an interval of 20 meters at the cost of user agency.
3. Compensatory Afforestation shall be raised over 4.9 ha. identified non-forest land in Sy.No. 149 of Gangireddipalle (V) of Thamballapalle (M), Chittoor District. The State Govt. shall obtain prior permission of Central Government for change of location and schedule of compensatory afforestation site if any.
4. Non-forest land for compensatory afforestation shall be notified by the State Government as PF/RF under Indian Forest Act, 1927 or the State Forest Act and Nodal Officer (FCA) shall report the compliance within 6 months.
5. The user agency shall maintain area up to 7.5 meters as safety zone area all along the boundary outside the lease area as per the guidelines issued under Forest (Conservation) Act, 1980. The State Government shall maintain safety zone and will also raise and maintain the plantation over an area, one and half times of the extent of the safety zone in degraded forest land elsewhere at the project cost.
6. The funds received from the user agency towards compensatory afforestation and NPV under this project shall be deposited to ad-hoc CAMPA in account number CA-1578 of Corporation Bank, Block-II, CGO Complex, Phase-I, Lodhi Road, New Delhi-110 003.
7. The additional amount of the Net Present Value (NPV) of the diverted forest land if any due as per the orders of Hon'ble Supreme Court dated 28.03.2008 and 09.05.2008 in IA.Nos. 826 in 566 with related IA's in Writ Petition (Civil) No. 202/1995 shall be realized from the user agency and transferred to Ad-hoc CAMPA in account number CA-1578 of Corporation Bank, Block-II, CGO Complex, Phase-I, Lodhi Road, New Delhi-110 003.

8. No waste material from mining lease area will be allowed to fall/spread in the adjoining forest area. A deep trench of about 2 mts. width with 1.5 to 1.75 mts. depth shall be dug up all along the boundary of the applied area with excavated earth kept on the outer side of the trench and where the cutting of deep trench is not possible, a stone wall of 1.5 to 1.75 mts. height with sufficient width be formed to stop spread of any waste materials in the forest area outside the leased area. The above work shall be undertaken by the user agency at their own cost before commencement of mining operation. In case any spread of waste material in the adjoining forest area is found, the approval for mining may be revoked by the Government without assigning any reason thereof.
 9. The entire forest area up to the R.F. boundary line, surrounding the applied area shall be appropriately fenced and rehabilitated at the cost of user agency as per the detailed plan prepared by the Forest Department.
 10. Suitable species like Neem etc. shall be planted along both sides of the proposed road over a width of 50 mts. to create a tree belt to minimize the pollution effect at the cost of user agency.
 11. No excavation of pits/collection of materials will be allowed for construction of road from the forest land other than the width of the approach road applied with the project.
 12. Latest technology shall be used for mining to minimize the adverse impacts of mining including pollution/noise effects.
 13. Mining shall be allowed during day hours only. No mining will be taken up during night hours.
 14. The mining shall be done as per the mining plan approved by IBM and in strict compliance of all relevant acts and rules.
 15. Soil conservation measures shall be taken up at the cost of user agency.
 16. The forest area shall be used for the purpose of mining, storage of materials and OB dumps only. No permanent buildings or labour sheds should be constructed in the leased area.
 17. Reclamation plan shall be implemented by the user agency from the very first year of mining and an annual report shall be sent to the Nodal Officer, Andhra Pradesh and the Regional Office, Bangalore.
 18. The consent of Andhra Pradesh Pollution Control Board (APPCB) shall be obtained under Air and Water Act before commencement of mining operation and it shall be renewed annually.
 19. A comprehensive monitoring shall be done at the end of five years to study the impact of mining on the surrounding flora and fauna and its watershed. If it is found that the lessee has violated or is not complying with the stipulated conditions, then the approval given under the Forest (Conservation) Act, 1980 shall be revoked.
 20. The total forest area utilized for the project shall not exceed 4.9 ha in case the land is not taken over by the user agency or the same is not used for the stipulated purpose within a period of two years, then the area shall be taken back by the Forest Department.
5. The Principal Chief Conservator of Forests, Hyderabad is directed to take necessary action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

JANAKI R. KONDAPI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests,
Andhra Pradesh, Hyderabad

Copy to:

The Chief Conservator of Forests, GOI, Mo.EF, Koramangla, Bangalore.
The M/s. Devaki Granites, No. 8-2-703/VJ, Vijayavilla,
Road.No.12, Banjarahills, Hyderabad.
SC/SF.

//FORWARDED:BY ORDER//

SECTION OFFICER